

DEC - 5 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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Attorneys for: Defendant Commonwealth of the Northern Mariana Islands

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS

ROBERT D. BRADSHAW,

Case No. 05-0027

Plaintiff,

vs.

COMMONWEALTH OF THE NORTHERN
MARIANA ISLANDS, NICOLE C. FORELLI,
WILLIAM C. BUSH, D. DOUGLAS COTTON,
L. DAVID SOSEBEE, ANDREW CLAYTON,
UNKNOWN AND UNNAMED PERSONS IN
THE CNMI OFFICE OF THE ATTORNEY
GENERAL, ALEXANDRO C. CASTRO, JOHN
A. MANGLONA, TIMOTHY H. BELLAS,
PAMELA BROWN, ROBERT BISOM, AND
JAY H. SORENSEN,

**DEFENDANT COMMONWEALTH OF THE
NORTHERN MARIANA ISLANDS'
NOTICE OF MOTION AND MOTION
TO DISMISS OR QUASH SERVICE OF
SUMMONS; DECLARATION OF CASTRO
[Fed. R. Civ. P. 4 AND 12(b)(5)]**

HEARING: December 22, 2005
TIME: 9:00 a.m./p.m.

Defendants.

NOTICE

PLEASE TAKE NOTICE THAT on December 22, 2005, at 9:00 a.m./p.m., or as
soon thereafter as the matter may be heard, in the above-entitled Court, the Office of the Attorney
General of the Commonwealth of the Northern Mariana Islands, on behalf of Defendant

1 Commonwealth of the Northern Mariana Islands (hereafter "CNMI"), will and hereby does move this
2 Court, pursuant to Rules 4 and 12(b)(5) of the Federal Rules of Civil Procedure to dismiss this action
3 or quash service of the Summons and Amended Complaint upon CNMI for insufficiency of service of
4 process. CNMI submits this motion for the limited purpose of dismissing this action or quashing
5 service of the Summons and Amended Complaint and reserves the right to file a motion to dismiss
6 pursuant to Federal Rule of Civil Procedure 12 (b) (6).

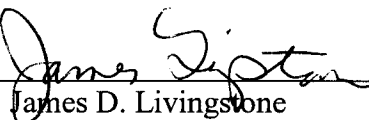
7 This Motion is based upon this Notice of Motion, Motion and the accompanying Memorandum
8 of Points and Authorities, all pleadings and papers on file herein, all matters of which judicial notice
9 may be taken, and upon such further argument and evidence as may be considered by the Court at or
10 before the hearing on this matter.

11 Respectfully submitted,

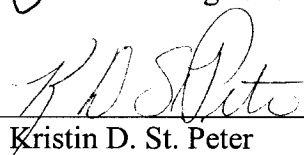
12 OFFICE OF THE ATTORNEY GENERAL

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15 Dated: December 5, 2005.

16 By


James D. Livingstone

17 By


Kristin D. St. Peter